

## SENATE BILL NO. 478

INTRODUCED BY J. BRENDEN

A BILL FOR AN ACT ENTITLED: "AN ACT CHANGING THE DURATION OF CONSERVATION EASEMENTS FROM PERPETUITY TO A TERM OF YEARS; AND AMENDING SECTION 76-6-202, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 76-6-202, MCA, is amended to read:

**"76-6-202. Duration of conservation easements.** Conservation easements may be granted either in perpetuity or for a term of years. If granted for a term of years, that The term may not be less than 15 years. An easement granted for a term of years may be renewed for a term of 15 or more years upon the execution of a new granting instrument by the parties."

NEW SECTION. **Section 2. Severability.** If a part of [this act] is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

NEW SECTION. **Section 3. Saving clause.** [This act] does not affect rights and duties that matured, penalties that were incurred, or proceedings that were begun before [the effective date of this act].

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